Previous references.

~~AR-5760/11~~ R1-3B Nov 12

190 .

(~~AA~~)

Later references.

~~SA 335~~ 51-17-1.

File No. 335 of 1912

Serial Nos. 1.

19

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1.

Part B. for Nov 1914

SUBJECT.

Issue of a Addendum Slip No 19 dtd 9-11-14
to the Mysore Service Regulations 4th Edn

BSR
16-11-14

G.R.S. 11] 1912-13

GENERAL AND REVENUE SECRETARIAT.

(Sta)

NOTES.

File No. 335

FILE HEADING.

Abrogation of the provisions of art: 337. M.S.R.

From

No. Dated Received

Diary No. Enclos. Spare Copies. Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

1. With refce to para 8 of the Secon Note of the Dewan to H.H. the Maharaja in Sta 5 16 of 11 (Sls 1-3) the case is sub? for orders.

2. The Government of India have rule Tha

NOTES—First Sheet.

GPB—30,000—12-8-11

General and Revenue Secretariat.

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that men of advanced age ought never to be admitted to the Govt. Service, except on public grounds of a Special character. (Vide extract II, Appendix 2 in page 12 of the Appendices to the C.S.R. 5th edn.). Provision has been made in the M.S.R also prohibiting admission into the State Service of persons (Art. 34 M.S.R) exceeding 25 years of age. Thus employment of men of advanced age will be rare and neg. feeble and in consequence also the cases falling under art. 337. M.S.R. ~~of these cases, part of these~~ In many of these cases Govt have, taking into consideration the special circs under ~~which~~ which men have been taken into the Service, exempted them from the provisions of art. 337. M.S.R. Only a few cases are left without being given the benefit of the exemption As in all ~~cases~~ the cases the Supt. comment is based on public grounds of a special character, a uniform treatment of them all seems.

Necessary.

NOTE—Contn. sheet.

GPE—65,000—17-C-12.

necessary.

3. In British India, the following rulings have been passed. (Vide page 89 of the Madras Supplement to C.S.R.).

x x x x

6. The I.G of Registration is authorized to exempt from the operation of art: 478 (a) C.S.R. any subordinate of the Regn Deptt who retired on or after the 5th August 1898 and whose pension does not exceed or is not caused by the exemption to exceed Rs 10 a month.

7. The provisions of art: 478 (a) C.S.R. have been related in the case of the Tamil Telgu, Malayalam and Kanarese Translators of the Govt of Madras.

8. The Local Govt is empowered to relax the rule contained in art: 478 (a) C.S.R. in cases where the maximum pension admissible does not exceed Rs.

GPE—65,000—17-6-12.

(34

R. S. 12]

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Rs 100/ a month or when though the maximum pension exceeds that amount, the enhancement of pension involved does not exceed Rs 10 a month."

Sd/-

H. mis 690-12

DM 247 dtd 30.12.12

4 Perhaps it is desirable to have similar rules here in our Regns. [There is yet another diversity with us. Even though Certificate Pensions are allowed to be entertained after the attainment of 25 years of age they are exempted from the operation of the Whole. This seems to be illogical. In British India where the age limit is relaxed ipso facto Candidates with exemption from deduction for over age seem to be rational as it has been pointed that the age limit is relaxed simply because men of that Capacity cannot be got at that age.]

5.1.13

5 Please put up a draft addendum embodying the principle of the Hon. Indian Rules.

8/1/13

P. N.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

(5

R. S. 12]

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6. Draft sent.
DM-47 Bom
10-1-13.

7. The draft proposal be approved. The second point in my note be taken up or dropped. When the age limit is relaxed it seems hard to subject it to deduction on recall again.

Shall

12.1.13

Agreed)

8. The draft put up in imitation of the rule in British India is meaningless for Mysore - It is not required. Please put up a draft on the other point.

15/1/13

Draft [illegible] 13

9. Draft sent.
DM:47 Bom
30-1-13.

Agreed)

31.1.13

10.
Draft is not right - Supposing the higher limit in any case is 28 years - If such a man enters at 45 is not the rule to be applied - Please bring up for instructions re: drafting addendum.

31/1/13

11. Respectfully submitted draft as desired perhaps for approval or other orders.

2.2.13

Agreed)

6990-12

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

[G. R. S. 12]

General and Revenue Secretariat. | File No. 5[illegible] of 191[illegible]

Serial No.

12.
The draft put up requires re-wording. How will this do?--" In applying this article to cases in which a maximum of age limit higher than than 25 years has been specially fixed for admission to Government service under article 34 M.S.R., the figure 30 referred to in this article should be raised by the excess over 25 of the special age limit."

25th February 1913.

25/2

Amis 690-12 ✓

13. This is just what I had meant: taking the case of an Office where Entry into service at 30 is permitted, the deduction will operate only if he is over 35 years. The Recruitment Age limit being only 5 years which is also the difference between the Normal Entry and Special Age limit. A draft upon this principle will be necessary.

14.

5/3

15. To Council

15.5.13

16. Draft Resolution forwarding Circular

17. Circulate

GII—65,000—1-C-12.

General and Revenue Secretariat.

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18. Appointments after the prescribed age can be made only with the sanction of Govt. Would it make much difference if art. 337 is altogether omitted. If an officer enters late in life, his pension will be necessarily less than that of one entering earlier. ~~Perhaps~~ It may be specially enjoined on all offrs that appts of men over prescribed ages will be rarely allowed and it may also be declared that an officer entering service after the age of 40 (or 45) cannot get any pension. I think the question may be discussed at a meeting after getting the H Dept's further opinion.

4/6/13

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

R. S. 12]

General and Revenue Secretariat.

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690

19 This question was brought to the notice of a meeting of the Council after Consulting the H. Law Member & the Legal Members of the Council

17/6/13

20. Forwarded to Govt. See with compliments for favour of his further opinion as to points raised by the 1st Councilor

18/6

21. Art 337 M.S.R. are based on the British Indian C.S.R. in which there is a corresponding rule vide Art 478 C.S.R.

22. The principle underlying the rule is that there is an actuarial element in the question of pensions — a chance of pensions not having to be paid at all in a certain percentage of cases — which requires that pensions earned by men entering service at an advanced age should be less than the proportionate amount as calculated with reference to the period of service only.

23. This is an important principle and in my opinion Art 337 M.S.R. should stand. The addendum proposed may be approved —

24/6

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

R. S. 12]

General and Revenue Secretariat.

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Serial No.

24. Bills in connection with the question to be discussed at the meeting of the Council

Dewan 28/6

3684 28.6.12

25. The question may be discussed at a meeting of Council. 26.7.12 RG

C Cohn 28/6 28/7

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat.

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26. The subject was brought up before a meeting of Council held on 30th July 1913 and adjourned for want of time.

27. Brought up again at the meeting on the 9th August 1913, but was not taken up for want of time.

28. Brought up again at the meeting on the 20th August 1913; but was not taken up for want of time.

29. Brought up again at the meeting on the 10th September 1913, but was not taken up for want of time.

30. Placed before the Council to-day. Both the Dewan and Second Councillor desired that the Financial Assistant Secretary should be asked to personally explain the case to them.

31. Mr.Lakshminarasimha Row will kindly do so accordingly.

18th Sept.1913.

32. Mr. Lakshminarasimha Row has brought [illegible] Cannon and explains the purport [illegible] the amendments. I approve [illegible] amendments.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

[F. R. S. 12]

General and Revenue Secretariat.

S & A File No. 335 of 1912.

632-13
640-12

Serial No.

33. Please return with a draft Sub[n] 4th
29.11.13 RC
2.12.13)

34. Draft submission note as directed is submitted. The matter has been duly considered in Council.
Dewan) 16.XII.13.

6668
17.12.13

35. The case was considered in Council and the draft submission note put up by the Assistant Secretary, Financial Department, may be shewn to the Councillors also.

16.12.13 RC

36.
Cn. and with connection
2/
18/12

To See art 478 C S R

37. If the object of sending the file again to me is that I may express my opinion, I would again say that with due deference, I think that the logical course is to abolish the rule in Art. 337 altogether. When a man enters Service at an advanced age, his pension is necessarily reduced as he serves

a Copy may be [illegible]
[illegible]

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat.

S & A. File No. 335 of 1912.

Serial No.

a less Number of years. I do not see the justice of making a further special reduction in this case. The actuarial Consideration referred to by the Financial Secretary exists in all cases and not merely in Cases of persons taking service at an advanced age.

31/12/13

2nd Comm. Asst.

23
5/1

I have already given my approval & can forward commitment

15/1 2

Dewan

23
15/1

7072
15-1-'14

This may be considered at the next meeting of Council and returned with a Final Note by the Member in charge.

C.S. 4.8.14.

NOTE—Contn. sheet.

GPB—65,000—17-9-12.

G. R. S. 12]

General and Revenue Secretariat. | File No. | of 191

Serial No.

Submitted to the Extraordinary Member of Council before the papers are brought up before the meeting.

Extraordinary member

Seen.

8.7.14.

Dwarakanath 5/8

NOTE—Contn. sheet.

GPB—60,000—7-11-13

GPB—1,000—19-7-13

(14

Extract from the Proceedings of the 333rd Meeting of the Council of His Highness the Maharaja, held at Bangalore on the 9th September 1914.

7. Subject. - (Clause xv of the Schedule).

Amendment of Article 337 (a) of the Mysore Service Regulations by raising the prescribed limit of 30 years in certain cases

OPINION OF THE COUNCIL.

A note to Article 337 (a) may be added to the effect that the restriction contained in the Article may be relaxed by Government in cases in which the pension does not exceed Rs. 45 per mensem.

(Sd)) M.Visvesvaraya
Dewan of Mysore.

" Extract "

D. M. Narasinga Rao.

Offg. Secretary to Government.

(15

G. R. S. 12]

General and Revenue Secretariat. File No. of 191 .

Serial No.

Hdis 604
Q&R
Dft Govt
Dft
12-4-14

To the Assistant Secretary, Br. II for favour of putting up a revised draft Submission Note at an early date.

Draw
11/9

Draft Submission Note put up. Hes for Consideration if, as the Resy's Opinion has not been accepted and as this is a matter relating to Account rules, his Opinion should not be again asked for before Submission to His Highness.

Gr Asst)
The Fin. Secy was present in the Council when the Decision was arrived at. This may be sent to them formally.

Draw
15/9

Resy)

Seen. Acquiesced in the Decision arrived at in Council.

Gr Asst)
A draft Submission Note is put up.

Draw as ag Rao
18/9

Dwan)

Hdis 692
18-9-14

NOTE—Contn. sheet.

GPB—60,000—7-11-13

Submitted to His Highness.

x Sec 5-16-11 at 1453

'P'

In para 8 of the Submission Note dated the 27th October 1912, my predecessor stated that the question of suitably amending article 337 (a) Mysore Service Regulations would be considered in due course.

2. The Financial Department proposed thereafter the addition of the following addendum to the Mysore Service Regulations:-

"Article 337(a) Note (ii).

In applying this article to cases in which a maximum of age limit higher than 25 years has been specially fixed for admission to Government service under Article 34 Mysore Service Regulations, the figure 30 referred to in this Article should be raised by the excess over 25 of the special age limit".

3. The question was considered in Council whose opinion is that a note to Article 337(a) may be added to the effect that the restriction contained in the Article may be relaxed by Government in cases in which the pension does not exceed Rs.25/- per mensem.

Page 14 of Office Note.

4. The proposal of the Council which is acquiesced in by the Financial Secretary, may be approved.

Page 15 of Office Note.

M. V. S. Murthy
17 Oct. 14

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

Amendment of Article 337 (a) of the Mysore Service Regulations by raising the prescribed limit of 30 years in certain cases.

340

Order.

~~KRW~~

22/10/14

2417

Sunday

23.10.14

RSR

[G. R. S. 12]

General and Revenue Secretariat. | Sta File No. 335 of 1912-13

Serial No.

Submit draft A+c. to M.S.R.

26.10.14 (Reserv)

27.10.14

412

28/10

28/10.

The addendum has been issued; vide A+C list no. 19 dt 29-11-14 to the M.S.R. 4th Edn

16/11

Rs 25/ per mensem

(Lotu Order no 19 dt 9.11.14)

28/10

27.10.14

Jr. Fl. Secretary.

26.10.14

List of enclosures,

Copied by

Examined by

GPB—25,000—8-8-11.

G. R. S. 26]

File No.

Serial No.

Diary No. of letter replied to

No.

General and Revenue Secretariat

( )

, *the* 191 .

To

A and B.

to the M. S. Regulations

Date of issue

Signed by

Art: 337.(a)

Page 104.

Insert the following note as no (i) numbering the existing note as (ii):—

The restriction contained in this article may be relaxed by Government in cases in which the pension does not exceed

~~over~~ Rs.

SUBJECT.